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16 **UNITED STATES DISTRICT COURT**

17 **EASTERN DISTRICT OF CALIFORNIA**

18 THERESE L. LESHER,

Plaintiff,

19 vs.

20 CITY OF ANDERSON, et al.

21 Defendants.

Case No.: 2:21-cv-00386-WBS-DMC

22 **STIPULATION AND ORDER**
23 **MODIFYING THE FEBRUARY 15, 2023,**
24 **SCHEDULING ORDER (ECF No. 62**
[LR 144; Fed. R. Civ. P. 6(b)(1)(A)]__

25 PURSUANT TO CIVIL LOCAL RULE 144 (Fed. R. Civ. P. 6(b)(1)(A)), THE PARTIES
26 HEREBY STIPULATE, THROUGH THEIR ATTORNEYS OF RECORD, AS FOLLOWS:

- 27 1. The parties have been working together in good faith to accomplish the necessary
28 discovery, disclosures, and expert depositions. The parties have engaged in extensive

written discovery, litigated one discovery dispute, and have resolved subsequent discovery disagreements through meeting-and-conferring. Plaintiff has deposed all three individual Defendants, as well as one percipient witness, and Defendants have deposed Plaintiff. However, additional time is needed to schedule the remaining fact witness depositions.

2. The parties have also begun to discuss a resolution of the case through negotiation. They would like the opportunity to do so without incurring the cost of retaining expert witnesses, should the case resolve.
3. Under the operative scheduling order, ECF No. 62, expert witnesses are to be disclosed on July 14, 2023, with a rebuttal designation of expert witnesses due on August 15, 2023. The parties would like to extend these dates by three months, in order to conserve attorney time and litigation costs, while an attempt is made at negotiations.
4. The parties do not believe it is necessary to continue the Final Pretrial Conference and Jury Trial dates.
5. This is the parties' second request for an extension of some of the deadlines in the Scheduling Order.
6. The parties respectfully stipulate and request that the following dates/deadlines be extended as follows:

Event	Current Deadline	Proposed New Deadline
Designation of Experts with Reports	July 14, 2023	October 16, 2023
Designation of Rebuttal Experts with Reports	August 15, 2023	November 16, 2023
Discovery Cutoff (Fact and Expert, including compliance with any Motion to Compel Order)	September 15, 2023	December 15, 2023
Deadline to notice non-discovery motions	October 16, 2023	No change
Final Pretrial Conference	December 18, 2023 / 1:30 p.m.	No change
Trial	February 7, 2024 / 9:00 a.m.	No change

STIPULATION AND ORDER MODIFYING THE FEBRUARY 15, 2023 SCHEDULING ORDER
(ECF No. 62 [LR 144; Fed. R. Civ. P. 6(b)(1)(A)])

ORDER

IT IS HEREBY ORDERED:

1. The parties' Stipulation is approved; and
2. The Court modifies the scheduling order as follows:

Event	Current Deadline	Proposed New Deadline
Designation of Experts with Reports	July 14, 2023	October 16, 2023
Designation of Rebuttal Experts with Reports	August 15, 2023	November 16, 2023
Discovery Cutoff (Fact and Expert, including compliance with any Motion to Compel Order)	September 15, 2023	December 15, 2023
Deadline to notice non-discovery motions	October 16, 2023	No change
Final Pretrial Conference	December 18, 2023 / 1:30 p.m.	No change
Trial	February 7, 2024 / 9:00 a.m.	No change

IT IS SO ORDERED.

Dated: July 14, 2023



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE